

United States District Court

EASTERN DISTRICT OF MISSOURI

Don Ascare

BILL OF COSTS

V.

MasterCard International Incorporated,
d/b/a MasterCard Worldwide

Case Number: 4:10-CV-01979

Judgment having been entered in the above entitled action on 10/2/12 against Defendant MasterCard

Date

the Clerk is requested to tax the following as costs:

Fees of the Clerk	
Fees for service of summons and subpoena (if service by U.S. Marshal)	
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case	\$10,480.45
Fees and disbursements for printing	
Fees for witnesses (itemize on reverse side)	\$220.00
Fees for exemplification and copies of papers necessarily obtained for use in the case	\$676.59
Docket fees under 28 U.S.C. 1923	
Costs as shown on Mandate of Court of Appeals	
Compensation of court-appointed experts	
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	
Other costs (please itemize)	
TOTAL	\$11,377.04

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

DECLARATION

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill was mailed today with postage prepaid to:

Counsel for Defendant MasterCard

Signature of Attorney:

Name of Attorney: S. Todd Hamby

For: Plaintiff Don Ascare

Date: 10/11/12

Name of Claiming Party

Costs are taxed in the amount of _____ and included in the judgement.

Clerk of Court

By:

Deputy Clerk

Date

Ascare v. MasterCard

U.S. District Court, Eastern District of Missouri

Cause No. 4:10-CV-01979

Attachment to Plaintiff's Bill of Costs

Detail - Fees for exemplification and copies of papers necessarily obtained for use in the case

1. Document Copy Service, Inc. invoice no. 44559 in the amount of \$175.48
(for copy of Plaintiff's Exhibit Binder used at trial) (copy attached).
2. Document Copy Service, Inc. invoice no. 44329 in the amount of \$496.11
(for copies of Plaintiff's Exhibit Binders used at trial) (copy attached).
3. The UPS Store receipt in the amount of \$5.00 for Notary fee
(notarization of Plaintiff's Affidavit in Opposition to Defendant's summary judgment motions) (copy attached).

Detail - Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case

New York Depositions

Name	Date Taken	Court Reporter	Cost
Diane Dann	3/29/2012	Dalco	\$421.85
Abby Fiorella	3/27/2012	Dalco	\$1,030.15
Marianne Fogerty	3/28/2012	Dalco	\$976.15
Charles Hall	3/29/2012	Dalco	\$431.85
Stephanie Voquer	3/28/2012	Dalco	\$1,001.65
John Pagano	4/16/2012	Dalco	\$324.40
Courtney Wegman	4/23/2012	Dalco	\$460.60
Patty Docherty	4/23/2012	Dalco	\$313.25
Lois Miller	4/24/2012	Dalco	\$319.20
Marianne Fogerty (video deposition)	8/16/12	GorePerry	\$492.75 (video) \$451.60 (trans.)

St. Louis Depositions

Name	Date Taken	Court Reporter	Cost
Don Ascare	3/20/2012	GorePerry	\$510.25 (video) \$440.20 (trans.)
Cheryl Haley	3/21/2012	GorePerry	\$253.00
Rob Reeg	4/3/2012	Kaesberg	\$3,068.05
Antonnique Day	4/4/2012	Kaesberg	
Twyla Cormack	4/4/2012	Kaesberg	
Mark Dryer	4/5/2012	Kaesberg	
Linda Clarkson	4/5/2012	Kaesberg	
Wanda Davega	4/10/2012	Kaesberg	
Althea Hensley	4/10/2012	Kaesberg	
Tony Ferri	4/11/2012	Kaesberg	
Lisa Rief	4/11/2012	Kaesberg	⊥
Warren Schmidt	4/12/2012	Kaesberg	\$985.50
Jeff Vilmer	4/12/2012	Kaesberg	
Pat Smith-Thurman	4/12/2012	Kaesberg	⊥
		Grand Total	\$10,480.45

Copies of all court reporters' invoices are attached hereto.

Document Copy Service Inc.

701 Market Suite 125
St Louis, MO 63101
FED#90-0185347

Ref 10/8/12
check # 1487
\$175.48

INVOICE

Invoice Number: 44559
Invoice Date: Sep 21, 2012
Page: 1

Duplicate

Voice: 314 -421-COPY(2679)

Fax: 314-421-2681

Bill To:

Capes, Sokol, Goodman & Sarachan PC
7701 Forsyth Ave
Suite 1200
Clayton, MO 63105

Ship to:

Jenna
7701 Forsyth Ave
Suite 1200
Clayton, MO 63105

Customer ID	Customer PO	Payment Terms	
Capes, Sokol,	76667-3	Net 30 Days	
Sales Rep ID	Shipping Method	Ship Date	Due Date
Donna Travis	Hand Deliver	9/21/12	10/21/12

Quantity	Item	Description	Unit Price	Amount
805.00	Litigation Copies	Litigation B&W Copies	0.10	80.50
109.00	Tabs	Tabs	0.25	27.25
2.00	Binder 3"	3"black ring binder	11.50	23.00
4.00	Binder 1 1/2"	Binder 1 1/2" Ring	7.75	31.00
Subtotal				161.75
Sales Tax				13.73
Total Invoice Amount				175.48
Payment/Credit Applied				
TOTAL				175.48

Check/Credit Memo No:

Document Copy Service Inc.

701 Market Suite 125
St. Louis, MO 63101
FED#90-0185347

Pl 9/12/12
check # 1082
\$496.11

INVOICE

Invoice Number: 44329
Invoice Date: Sep 4, 2012
Page: 1

Duplicate

Voice: 314-421-COPY(2679)
Fax: 314-421-2681

Bill To:
Capes, Sokol, Goodman & Sarachan PC 7701 Forsyth Ave Suite 1200 Clayton, MO 63105

Ship to:
Todd Hamby/Jana

Customer ID	Customer PO	Payment Terms	
Capes, Sokol,	76667-3-10	Net 30 Days	
Sales Rep. ID	Shipping Method	Ship Date	Due Date
Donna Travis	Hand Deliver		10/4/12

Quantity	Item	Description	Unit Price	Amount
2,319.00	Litigation Copies	Litigation B&W Copies - heavy	0.12	278.28
436.00	Tabs	Tabs	0.25	109.00
8.00	Binder 2"	2" black ring binder	8.75	70.00
Subtotal				457.28
Sales Tax				38.83
Total Invoice Amount				496.11
Payment/Credit Applied				
TOTAL				496.11

Check/Credit Memo No:

The UPS Store - #1650
3395 S Jones Blvd
Las Vegas, NV 89146
(702) 221-9175

07/02/12 10:29 AM

We are the one stop for all your
shipping, postal and business needs.

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and more at www.store1650.com



001 000004 (018)	TC \$ 10.50
Fax Service	
002 000003 (011)	TC \$ 5.00
Notary	

SubTotal	\$ 15.50
Total	\$ 15.50

Cash	\$ 20.50
Change	\$ 5.00-

Receipt ID 833178236039218880 002 Items
CS Anna Tran: 1326 Reg: 001

Thank you for visiting our store.
Please come back again soon.

Whatever your business and personal
needs, we are here to serve you.

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WIN \$1000

We value your feedback
To enter please complete the customer
satisfaction survey located at:

www.theupsstore.com/survey

For official rules and Terms and
Conditions go to www.theupsstore.com
and click on the Customer Experience
Survey link


GOREPERRY

 REPORTING & VIDEO
 (314) 241-6750 800-872-6750
 Fax (314) 241-5070

 Rd 9/12/12
 check # 1681
 \$492.75

INVOICE

Invoice No.	Invoice Date	Job No.
52213	8/30/2012	42691
Job Date	Case No.	
8/16/2012	4:10-cv-01979	
Case Name		
Don Ascare vs. MasterCard International, Incorporated		
Payment Terms		
Due upon receipt		

 Hamby, S. Todd
 Capes Sokol Goodman & Sarachan, P.C.
 7701 Forsyth, 12th Floor
 Saint Louis MO 63105

Videotaped Deposition of

Marianne Fogarty

Video: MPEG-1 on CD/DVD

Text to Video synchronization

Courier

Video archival

5.00 Hours	@	65.00	325.00
4.25 Hours	@	35.00	148.75
1.00 Package	@	10.00	10.00
1.00 Package	@	9.00	9.00

TOTAL DUE >>>
\$492.75

 PAYMENT IS DUE UPON RECEIPT. PLEASE NOTIFY US WITHIN 10 DAYS OF RECEIPT OF INVOICE OF ANY DISCREPANCIES
 1-800-820-1927 OR 1-800-451-6152.

Tax ID: 43-1371211

Phone: 314-721-7701 Fax:



GOREPERRY

REPORTING & VIDEO
(314) 241-6750 800-878-6750
Fax (314) 241-5070

Hamby, S. Todd
Capes Sokol Goodman & Sarachan, P.C.
7701 Forsyth, 12th Floor
Saint Louis MO 63105

7d 9/4/12
check # 1678
\$451.60

INVOICE

Invoice No.	Invoice Date	Job No.
51978	8/22/2012	42686
Job Date	Case No.	
8/16/2012	4:10-cv-01979	
Case Name		
Don Ascare vs. MasterCard International, Incorporated		
Payment Terms		
Due upon receipt		

Deposition of

Marianne Fogarty

Courier

Condensed Transcript (4 per page) w/word index

E-Transcript - e-mailed

Transcript/exhibit archive

206:00 Pages	@	2.10	432.60
1.00 Package	@	10.00	10.00
1.00 File(s)	@	0.00	0.00
1.00 File(s)	@	0.00	0.00
1.00 File(s)	@	0.00	9.00

TOTAL DUE >>>

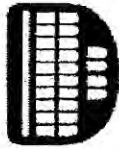
\$451.60

PAYMENT IS DUE UPON RECEIPT. PLEASE NOTIFY US WITHIN 10 DAYS OF RECEIPT OF INVOICE OF ANY DISCREPANCIES
1-800-820-1927 OR 1-800-451-6152.

Tax ID: 43-1371211

Phone: 314-721-7701 Fax:

Pa 6/30/12
6321.40
check # 1671



DALCO Reporting, Inc.

170 Hamilton Avenue, Suite 303

White Plains, NY 10601

914.684.9009 fax 914.684.6561

S. Todd Hamby

Capes, Sokol, Goodman & Sarachan, P.C.

7701 Forsyth Boulevard, Twelfth Floor

Saint Louis, MO 63105-2818

STATEMENT

Account No.	Date
C12684	5/29/2012

Current	30 Days	60 Days
\$0.00	\$324.40	\$0.00
90 Days	120 Days & Over	Total Due
\$0.00	\$0.00	\$324.40

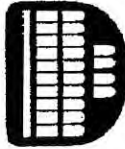
Page 1 of 1

Invoice Date	Invoice No.	Balance	Job Date	Witness	Case Name
4/26/2012	34488	324.40	4/16/2012	John R. Pagano	Ascare vs. MasterCard International

Tax ID: 13-3666189

Please detach bottom portion and return with payment.

RI 5/25/12
 Check # 1667
 \$1,093.05



DALCO Reporting, Inc.

170 Hamilton Avenue, Suite 303

White Plains, NY 10601

914.684.9009 fax 914.684.6561

S. Todd Hamby
 Capes, Sokol, Goodman & Sarachan, P.C.
 7701 Forsyth Boulevard, Twelfth Floor
 Saint Louis, MO 63105-1818

INVOICE

Invoice No.	Invoice Date	Job No.
34541	5/1/2012	9786
Job Date	Case No.	
4/24/2012	4:10CV1979(JCH)	
Case Name		
Ascare vs. MasterCard International		
Payment Terms		
Net 30: 1.5% not to exceed legal limit		

ORIGINAL & 1 CERTIFIED DEPOSITION TRANSCRIPT OF:

Lois Miller

Appearance

Complimentary Condensed Transcript

Telephonic Deposition

E-Transcript Complimentary Final

		284.20
Appearance	35.00	35.00
Complimentary Condensed Transcript	0.00	0.00
Telephonic Deposition	58.00 Pages	
E-Transcript Complimentary Final	0.00	0.00
TOTAL DUE >>>		\$319.20

Tax ID: 13-3668189

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INVOICE

**DALCO Reporting, Inc.**

170 Hamilton Avenue, Suite 303
 White Plains, NY 10601
 914.684.9009 fax 914.684.6561

S. Todd Hamby
 Capes, Sokol, Goodman & Sarachan, P.C.
 7701 Forsyth Boulevard, Twelfth Floor
 Saint Louis, MO 63105-1818

Invoice No.	Invoice Date	Job No.
34509	4/30/2012	9748
Job Date	Case No.	
4/23/2012	4:10CV1979(JCH)	
Case Name		
Ascare vs. MasterCard International		
Payment Terms		
Net 30: 1.5% not to exceed legal limit		

ORIGINAL & 1 CERTIFIED DEPOSITION TRANSCRIPT OF:

Patricia Docherty

Appearance

Complimentary Condensed Transcript

Package/Handling

Telephonic Deposition

E-Transcript Complimentary Final

ORIGINAL & 1 CERTIFIED DEPOSITION TRANSCRIPT OF:

Courtney Wegman

Complimentary Condensed Transcript

Telephonic Deposition

E-Transcript Complimentary Final

4 DAY EXPEDITE - WITNESS PATRICIA DOCHERTY

		263.25
	35.00	35.00
	0.00	0.00
	15.00	15.00
39.00 Pages	0.00	0.00
		460.60
	0.00	0.00
94.00 Pages	0.00	0.00
TOTAL DUE >>>		\$773.85

Tax ID: 13-3668189*Please detach bottom portion and return with payment.*

Kaesberg Reporting
11093 North Prairie Road
Red Bud, IL 62278

Pl 5/25/12
Check # 1448
94,053.55

DATE	INV. NO.
5/10/2012	12-55

BILL TO:
Capes, Sokol, Goodman, et al. Mr. Todd Hamby 7701 Forsyth, 12th Floor St. Louis, MO 63105

DESCRIPTION	AMOUNT
Don Ascare vs. MasterCard International Inc. USDC - East. Dist. of MO - 4:10-CV-01979 Depositions of: R. Reeg, A. Day, T. Cormak, M. Dryer, L. Clarkson, W. Davega, A. Hensley, T. Ferri, L. Rief Taken on: 4/3/12, 4/4/12, 4/5/12, 4/10/12, 4/11/12	
Attendance of Reporter	570.00
617 pgs. Original - lay witnesses	2,252.05
E-transcript e-mailed x 9	225.00
Delivery/P&H	21.00
Pay online at: https://ipn.intuit.com/5h7mbw5r	
Reporter: DEBRA S. KAESBERG, RPR, CSR, CCR TAX ID NO. 361-40-3611 PAYMENT DUE UPON RECEIPT Please use Invoice No. when remitting.	\$3,068.05
Balance Due	\$3,068.05

Phone #	Fax #	E-mail
314-614-0864	775-361-9295	debkrptr@htc.net

Kaesberg Reporting
11093 North Prairie Road
Red Bud, IL 62278

DATE	INV. NO.
5/10/2012	12-57

BILL TO:
Capes, Sokol, Goodman, et al. Mr. Todd Hamby 7701 Forsyth, 12th Floor St. Louis, MO 63105

DESCRIPTION	AMOUNT
Don Ascare vs. MasterCard International Inc. USDC - East, Dist. of MO - 4:10-CV-01979 Depositions of: W. Schmidt, J. Villmer, P. Smith Taken on: 4/12/12 Reported by: Tina LePage	
Attendance of Reporter	210.00
190 pgs. Original - lay witnesses	693.50
E-transcript e-mailed x 3	75.00
Delivery/P&H	7.00
Pay online at: https://ipn.intuit.com/78ntm8bm	
Reporter: DEBRA S. KAESBERG, RPR, CSR, CCR TAX ID NO. 361-40-3611 PAYMENT DUE UPON RECEIPT Please use Invoice No. when remitting.	\$985.50
Balance Due	\$985.50

Phone #	Fax #	E-mail
314-614-0864	775-361-9295	debkrpr@htc.net

INVOICE**DALCO Reporting, Inc.**

170 Hamilton Avenue, Suite 303

White Plains, NY 10601

914.684.9009 fax 914.684.6561

S. Todd Hamby
 Capes, Sokol, Goodman & Sarachan, P.C.
 7701 Forsyth Boulevard, Twelfth Floor
 Saint Louis, MO 63105-1818

Invoice No.	Invoice Date	Job No.
34265	4/5/2012	9570
Job Date	Case No.	
3/27/2012	4:10CV1979(JCH)	
Case Name		
Ascare vs. MasterCard International		
Payment Terms		
Net 30: 1.5% not to exceed legal limit		

ORIGINAL & 1 CERTIFIED DEPOSITION TRANSCRIPT OF:

Abby Florella		970.15
Appearance	35.00	35.00
Complimentary Condensed Transcript	0.00	0.00
Package/Handling	25.00	25.00
Exhibit Copies (B&W)		
	310.00 Pages	
	TOTAL DUE >>>	\$1,030.15

RF 4/17/12
 check # 1657
 \$3,961.25

Tax ID: 13-3668189

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INVOICE**DALCO Reporting, Inc.**

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S. Todd Hamby
 Capes, Sokol, Goodman & Sarachan, P.C.
 7701 Forsyth Boulevard, Twelfth Floor
 Saint Louis, MO 63105-1818

Invoice No.	Invoice Date	Job No.
34269	4/9/2012	9571
Job Date	Case No.	
3/28/2012	4:10CV1979(JCH)	
Case Name		
Ascare vs. MasterCard International		
Payment Terms		
Net 30: 1.5% not to exceed legal limit		

ORIGINAL & 1 CERTIFIED DEPOSITION TRANSCRIPT OF:

Stephanie Voquer

Complimentary Condensed Transcript

Exhibit Copies (B&W)

Package/Handling

310.00 Pages

0.00

15.00

986.65

0.00

15.00

ORIGINAL & 1 CERTIFIED DEPOSITION TRANSCRIPT OF:

Marianne Fogerty

Appearance

Complimentary Condensed Transcript

Exhibit Copies (B&W)

310.00 Pages

35.00

0.00

941.15

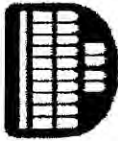
35.00

0.00

TOTAL DUE >>>**\$1,977.80**

Tax ID: 13-3668189

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INVOICE**DALCO Reporting, Inc.**

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S. Todd Hamby
 Capes, Sokol, Goodman & Sarachan, P.C.
 7701 Forsyth Boulevard, Twelfth Floor
 Saint Louis, MO 63105-1818

Invoice No.	Invoice Date	Job No.
34267	4/5/2012	9572
Job Date	Case No.	
3/29/2012	4:10CV1979(JCH)	
Case Name		
Ascare vs. MasterCard International		
Payment Terms		
Net 30: 1.5% not to exceed legal limit		

ORIGINAL & 1 CERTIFIED DEPOSITION TRANSCRIPT OF:

Diane Dann

Complimentary Condensed Transcript

Package/Handling

Exhibit Copies (B&W)

310.00 Pages

396.85

0.00

0.00

25.00

25.00

ORIGINAL & 1 CERTIFIED DEPOSITION TRANSCRIPT OF:

Charles Hall

Appearance

Complimentary Condensed Transcript

Exhibit Copies (B&W)

310.00 Pages

396.85

35.00

35.00

0.00

0.00

TOTAL DUE >>>**\$853.70**

Tax ID: 13-3668189

Please detach bottom portion and return with payment.

INVOICE**GOREPERRY**
 REPORTING & VIDEO
 (314) 241-6750 800-878-6750
 Fax (314) 241-5070

 Hamby, S. Todd
 Capes Sokol Goodman & Sarachan, P.C.
 7701 Forsyth, 12th Floor
 Saint Louis MO 63105

Invoice No.	Invoice Date	Job No.
47525	3/28/2012	39917
Job Date	Case No.	
3/21/2012	4:10-cv-01979	
Case Name		
Don Ascare vs. MasterCard International, Incorporated		
Payment Terms		
Due upon receipt		

Deposition of

Cheryl Haley

Condensed Transcript (4 per page) w/word index

E-Transcript - e-mailed

Courier

Transcript/exhibit archive

120.00	Pages	@	1.95	234.00
1.00	File(s)	@	0.00	0.00
1.00	File(s)	@	0.00	0.00
1.00	Package	@	10.00	10.00
1.00	File(s)	@	0.00	9.00

TOTAL DUE >>>**\$253.00**
 UNLESS SPECIFIED, TERMS NET 30 DAYS. PLEASE NOTIFY US WITHIN 10 DAYS OF RECEIPT OF INVOICE OF ANY DISCREPANCIES
 1-800-820-1927 OR 1-800-451-6152.

 Pd 4/15/12
 check # 1050
 61203-45

Tax ID: 43-1371211

Phone: 314-721-7701 Fax:

Please detach bottom portion and return with payment.


GOREPERRY

 REPORTING & VIDEO
 (314) 241-6750 800-878-6750
 Fax (314) 241-5070

 Hamby, S. Todd
 Capes Sokol Goodman & Sarachan, P.C.
 7701 Forsyth, 12th Floor
 Saint Louis MO 63105

INVOICE

Invoice No.	Invoice Date	Job No.
47683	4/3/2012	39412
Job Date	Case No.	
3/20/2012	4:10-cv-01979	
Case Name		
Don Ascare vs. MasterCard International, Incorporated		
Payment Terms		
Due upon receipt		

Deposition of

Don Ascare

Condensed Transcript (4 per page) w/word index

Courier

Transcript/exhibit archive

216.00	Pages	@	1.95	421.20
1.00	File(s)	@	0.00	0.00
1.00	Package	@	10.00	10.00
1.00	File(s)	@	0.00	9.00

TOTAL DUE >>>
\$440.20

 UNLESS SPECIFIED, TERMS NET 30 DAYS. PLEASE NOTIFY US WITHIN 10 DAYS OF RECEIPT OF INVOICE OF ANY DISCREPANCIES
 1-800-820-1927 OR 1-800-451-6152.

Tax ID: 43-1371211

Phone: 314 7701 Fax:

Please detach bottom portion and return with payment.

INVOICE**GOREPERRY**
 REPORTING & VIDEO
 (314) 241-6750 800-878-6750
 Fax (314) 241-5070

 Hamby, S. Todd
 Capes Sokol Goodman & Sarachan, P.C.
 7701 Forsyth, 12th Floor
 Saint Louis MO 63105

Invoice No.	Invoice Date	Job No.
47750	4/4/2012	39738
Job Date	Case No.	
3/20/2012	4:10-cv-01979	
Case Name		
Don Ascare vs. MasterCard International, Incorporated		
Payment Terms		
Due upon receipt		

Videotaped Deposition of

Don Ascare

Video: MPEG-1 on CD/DVD

Text to Video synchronization

Courier

Video archival

5.00 Hours	@	65.00	325.00
4.75 Hours	@	35.00	166.25
1.00 Package	@	10.00	10.00
1.00 Package	@	9.00	9.00

TOTAL DUE >>>**\$510.25**
 UNLESS SPECIFIED, TERMS NET 30 DAYS. PLEASE NOTIFY US WITHIN 10 DAYS OF RECEIPT OF INVOICE OF ANY DISCREPANCIES
 1-800-820-1927 OR 1-800-451-6152.

Tax ID: 43-1371211

Phone: 314-721-7701 Fax:

Please detach bottom portion and return with payment.